

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 09/954,526

Art Unit: 1745

Applicants: James F. PITZEN, et al.

Examiner: John S. MAPLES

Filed: March 5, 2001

Confirmation No.: 6144+
FAX RECEIVEDTitle: A Combination
Rechargeable, Detachable
Battery System and Power
Tool

MAR 15 2006

Reissue of Patent No.: 5,792,573

OFFICE OF PETITIONSAttorney Docket No.: 54525.000055**PRIORITY — PETITION
UNDER 37 C.F.R. 1.313(c)****MAIL STOP PETITION**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. 1.313(c)(2)**

Sir,

In accordance with the practice outlined in 37 C.F.R. 1.313(c)(2), Applicants request the withdrawal from issue of the above captioned patent application and request consideration of the attached Request for Continued Examination.

The issue fee was paid in this application on April 12, 2005, and an Issue Notification was mailed on March 9, 2006, indicating a projected issue date of March 28, 2006. Therefore, Applicants respectfully request that this petition be addressed as soon as possible in order to withdraw the application prior to issue.

03/16/2006 CKHLOK 0000006 500206 09954526

01 FC:1464 130.00 DA

Application No.: 09/954,526
Atty. Docket No.: 54525.000055

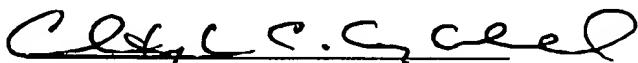
2 of 2

Respectfully submitted,

HUNTON & WILLIAMS

Dated: March 15, 2006

By:



Christopher C. Campbell
Registration No. 37,291

Hunton & Williams, LLP
Intellectual Property Department
1900 K Street, N.W., Suite 1200
Washington, D.C. 20006-1109
(202) 955-1500 (Telephone)
(202) 778-2201 (Facsimile)

PTO/SB/97 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Attorney Docket No. 54525.000055
Application Serial No: 09/954,5256**

Certificate Of Transmission Under 37 Cfr 1.8**FAX RECEIVED**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office

MAR 15 2006

on March 15, 2006.

Date

OFFICE OF PETITIONS



Signature:

Mara L. Louey

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

1. PRIORITY -- PETITION UNDER 37 C.F.R. 1.313(C) -

Petition to Withdraw From Issue Under 37 C.F.R. 1.313(c)(2) (2 pages);

2. Request for Continued Examination (RCE) (1 page);**3. Information Disclosure Statement and PTO/SB/08A (3 pages);****4. 1 Reference (15 pages);****5. Certificate of Transmission (1 page); and****6. Fax Cover Sheet (1 page).**

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

HUNTON & WILLIAMS

HUNTON & WILLIAMS LLP
1751 Pinnacle Drive
Suite 1700
McLean, Virginia 22102

Tel 703 • 714 • 7400
Fax 703 • 714 • 7410

FAX**TO**

NAME: Examiner: John S. MAPLES
FIRM: U.S. Patent & Trademark Office
FAX NO.: 571-273-0025
PHONE NO.:

FAX RECEIVED

MAR 15 2006

OFFICE OF PETITIONS

PAGES (INCLUDING COVER): 23

ORIGINAL TO FOLLOW IN MAIL: Yes No**FROM**

NAME: Robert D. Spendlove, Reg. No. 53,629
FLOOR:
DIRECT DIAL: (703) 714-7558

MESSAGEAttached please find the following regarding U.S. Patent Application No. 09/954,526:

1. **PRIORITY -- PETITION UNDER 37 C.F.R. 1.313(C)** -
Petition to Withdraw From Issue Under 37 C.F.R. 1.313(c)(2)
(2 pages);
2. Request for Continued Examination (RCE) (1 page);
3. Information Disclosure Statement and PTO/SB/08A (3 pages);
4. 1 Reference (15 pages);
5. Certificate of Transmission (1 page); and
6. Fax Cover Sheet (1 page).

IF PROBLEM WITH TRANSMISSION, PLEASE CONTACT OPERATOR AT 703 • 714 • 7400 .

OPERATOR

DATE: March 15, 2006
TIME:
CLIENT/MATTER NAME: Porter-Cable
CLIENT/MATTER NO.: 54525.000055

This communication is confidential and is intended to be privileged pursuant to the attorney-client privilege and the work-product doctrine. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service.